

2003-47

>>> "Dwight Perkins, Sr." <[reb48659@hotmail.com](mailto:reb48659@hotmail.com)> 10/29/03 02:30AM >>>

To: Supreme Court Clerk

It has been brought to my attention that the Michigan Supreme Court has been petitioned by the asbestos industry to change a long standing rule of law in the State of Michigan which allows persons , such as I who have been diagnosed with non-cancerous asbestos lung disease ( Asbestosis ) , to seek legal remedies in the recovery of damages against asbestos manufacturers and the property owners who allowed such products to be used by workers.

I would like to bring it to this court's attention there were procedures established by the Michigan Supreme Court that whenever a new Court Rule is / has been proposed , people such as myself diagnosed with a non-cancerous asbestos lung disease have a constitutional right and an opportunity to be heard , in other words , have our day in court , and not be denied our Due Process.

It appears as though the state of Michigan and it's Supreme Court is being used to the advantage of the asbestos industry and big business to deny working individuals their constitutional rights and Due Process when harmed through corporate misconduct.

There is no doubt that the Michigan and United States Constitutions makes it very clear judges are not to make law , but to interpret it as the law. My question , "why would the Michigan Supreme Court even consider taking steps to change the law by denying Michigan asbestos disease victims their Due Process as provided by law?"

There is a crisis in the State of Michigan regarding asbestos litigation in the fact that big business , corporations , the asbestos industry and even law firms , such as Dickinson Wright , have no regard whatsoever for the rights of the victims of disease and would much rather blame those victims than hold the corporations accountable for their actions. The fact is in the last four years , there has only been one asbestos case tried to verdict in the entire State of Michigan. All the rest were settled before going to trial.

I strongly oppose the proposed Court Rule No. 2003-47 being petitioned to the Court as I consider it not only illegal , but politically motivated effort to deny Due Process to myself and / or other working individuals of their rights to a trial by jury.

Sincerely,

Dwight L Perkins , Sr  
Sterling , Michigan